

PROPOSITION 85  
Waiting Period and Parental Notification Before  
Termination of Minor's Pregnancy.  
Initiative Constitutional Amendment.  
Proponents: Mr. Paul Laubacher

Date: July 20, 2006

**BALLOT LABEL**

**WAITING PERIOD AND PARENTAL NOTIFICATION BEFORE  
TERMINATION OF MINOR'S PREGNANCY.  
INITIATIVE CONSTITUTIONAL AMENDMENT.**

Amends California Constitution prohibiting abortion for unemancipated minor until 48 hours after physician notifies minor's parent/guardian, except in medical emergency or with parental waiver. Mandates reporting requirements. Authorizes monetary damages against physicians for violation. Fiscal Impact: Potential unknown net state costs of several million dollars annually for health and social services programs, court administration, and state health agency administration combined.

**SUBJECT TO COURT  
ORDERED CHANGES**

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**BALLOT TITLE AND SUMMARY**

**WAITING PERIOD AND PARENTAL NOTIFICATION BEFORE  
TERMINATION OF MINOR'S PREGNANCY.  
INITIATIVE CONSTITUTIONAL AMENDMENT.**

- Amends California Constitution to prohibit abortion for unemancipated minor until 48 hours after physician notifies minor's parent or legal guardian, except in medical emergency or with parental waiver.
- Permits minor to obtain court order waiving notice based on clear and convincing evidence of minor's maturity or best interests.
- Mandates various reporting requirements, including reports from physicians regarding abortions performed on minors.
- Authorizes monetary damages against physicians for violation.
- Requires minor's consent to abortion, with certain exceptions.
- Permits judicial relief if minor's consent coerced.

**Summary of Legislative Analyst's  
Estimate of Net State and Local Government Fiscal Impact:**

- Potential unknown net state costs of several million dollars annually for health and social services programs, court administration, and state health agency administration combined.

**SUBJECT TO COURT  
ORDERED CHANGES**